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6 **UNITED STATES DISTRICT COURT**
7 **WESTERN DISTRICT OF WASHINGTON**
8 **AT SEATTLE**

9 UNITED STATES OF AMERICA,

NO. CR10-303-JLR

10 Plaintiff,

11 v.

SUMMARY REPORT OF
U.S. MAGISTRATE JUDGE AS
TO ALLEGED VIOLATIONS
OF SUPERVISED RELEASE

12 AUBREY TAYLOR,

13 Defendant.

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15 An initial hearing on a petition for violation of supervised release was held before the
16 undersigned Magistrate Judge on February 8, 2012. The United States was represented by
17 Assistant United States Attorney Nicholas Brown, and the defendant by Dennis Carroll.

18 The defendant had been charged with Conspiracy to Distribute and Possession With
19 Intent to Distribute Cocaine Base, i.e., Crack Cocaine, in violation of 21 U.S.C. § 846. On or
20 about February 26, 2007, defendant was sentenced by the Honorable Laurie Smith Camp, in
21 the District of Nebraska to a term of 46 months in custody, to be followed by 5 years of
22 supervised release. Supervision was transferred to the Western District of Washington.

23 The conditions of supervised release included the requirements that the defendant
24 comply with all local, state, and federal laws, and with the standard conditions. Special
25 conditions imposed included, but were not limited to, participation of a substance abuse
26 program, search and financial disclosure.

1 In a Petition for Warrant or Summons dated July 14, 2010, U.S. Probation Officer
2 Rachel Curry asserted the following violation by defendant of the conditions of his supervised
3 release:

- 4 1. Aubrey Taylor is in violation of the Mandatory Condition which states, "The
5 defendant shall not commit another federal, state, or local crime."

6 On May 20, 2010, Mr. Taylor committed a crime by driving without a license
7 and he caused a car accident by switching lanes without looking. Upon stopping
8 Mr. Taylor, the reporting officer smelled an aroma of marijuana coming from
9 the car. Mr. Taylor admitted to the use of marijuana a couple hours prior to the
10 accident. After consent to search of the vehicle, a backpack containing an
11 additional amount of marijuana was found. Mr. Taylor was cited and released
12 on the scene. Also, on May 24, 2010, Mr. Taylor admitted to his probation
13 officer that he had been using marijuana on and off since he was released from
14 structured urinalysis testing.

- 15 2. Aubrey Taylor is in violation of Standard Condition #2 which states, "The
16 defendant shall report to the probation officer and shall submit a truthful and
17 complete written report within the first five days of each month."

18 On July 9, 2010, Mr. Taylor failed to report to the probation office as instructed.
19 To date, Mr. Taylor has failed to report to the probation office.

- 20 3. Aubrey Taylor is in violation of Standard Condition #7 which states, "The
21 defendant shall refrain from excessive use of alcohol and shall not purchase,
22 possess, use, distribute, or administer any controlled substance or any
23 paraphernalia related to any controlled substances, except as prescribed by a
24 physician."


25 On May 20, 2010, Mr. Taylor was involved in a traffic accident. Upon stopping
26 Mr. Taylor, the reporting officer smelled an aroma of marijuana coming from
the car. Mr. Taylor admitted to the use of marijuana a couple hours prior to the
accident. After consent to search of the vehicle, a backpack containing an
additional amount of marijuana was found. Mr. Taylor was cited and released
on the scene. Also, on May 24, 2010, Mr. Taylor admitted to his probation
officer that he had been using marijuana on and off since he was released from
structured urinalysis testing. Also, on July 7, 2010, Mr. Taylor submitted a urine
sample that tested positive for marijuana.

The defendant was advised of his rights, acknowledged those rights, and admitted to
alleged violations 1, 2 and 3.

1 I therefore recommend that the Court find the defendant to have violated the terms and
2 conditions of his supervised release as to violations 1, 2 and 3 and that the Court conduct a
3 hearing limited to disposition. A disposition hearing on these violations has been set before the
4 Honorable James L. Robart on March 2, 2012 at 10:00 a.m.

5 Pending a final determination by the Court, the defendant has been detained.

6 DATED this 9th day of February, 2012.

7 
8 JAMES P. DONOHUE
9 United States Magistrate Judge

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12 cc: District Judge: Honorable James L. Robart
13 AUSA: Nicholas Brown
14 Defendant's attorney: Dennis Carroll
15 Probation officer: Lorraine Bolle
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